



IAP10 Rec'd PCT/PTO 30 NOV 2005

#7

**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

JEHA et al.

Atty. Ref.: 4398-207

Serial No. 10/533,940

TC/A.U.: unknown

Filed: 4 May 2005

Examiner: Unknown

For: BREATHABLE GAS APPARATUS WITH HUMIDIFIER

\* \* \* \* \*

November 30, 2005

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

In response to the Notification of Missing Requirements (copy attached), attached hereto is a Notification of the Recording of a Change which was received in relation to the PCT application which forms the priority basis for the above-identified U.S. national stage application.

According to the Notification of the Recording of a Change, inventors Jeha, Murray and Payne were added during the International Phase.

Accordingly, the Declaration provided with the above-identified U.S. national stage application, naming inventors Jeha, Murray and Payne, is correct.


Therefore, the Patent Office is requested to issue a Notice of Acceptance of the Application, indicating that the Declaration filed with the application on May 4, 2005 was acceptable.

Should the Patent Office personnel in charge of this application have any questions or comments, he or she is invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By: \_\_\_\_\_

  
Paul T. Bowen  
Reg. No. 38,009

PTB:jck

Attachments:

Notification of Missing Requirements  
PCT/IB/306

901 North Glebe Road, 11th Floor  
Arlington, VA 22203-1808  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/533,940	Barton John Kenyon	4398-207

INTERNATIONAL APPLICATION NO.	
PCT/AU04/00810	
I.A. FILING DATE	PRIORITY DATE
06/21/2004	06/20/2003

23117  
NIXON & VANDERHYE, PC  
901 NORTH GLEBE ROAD, 11TH FLOOR  
ARLINGTON, VA 22203

DOCKETED

CLT/MATTER # 4398-207  
MAIL DATE 10/24/05  
DUE DATE Dec 27, 2005  
FINAL DEADLINE May 24, 2006  
DOCKETED BY [Signature]

CONFIRMATION NO. 8049

371 FORMALITIES LETTER



\*OC000000017304658\*

Date Mailed: 10/24/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/04/2005
- Copy of the International Search Report filed on 05/04/2005
- Preliminary Amendments filed on 05/04/2005
- Information Disclosure Statements filed on 05/04/2005
- Oath or Declaration filed on 05/04/2005
- Request for Immediate Examination filed on 05/04/2005
- U.S. Basic National Fees filed on 05/04/2005
- Priority Documents filed on 05/04/2005
- Specification filed on 05/04/2005
- Claims filed on 05/04/2005
- Abstracts filed on 05/04/2005
- Drawings filed on 05/04/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - Has not been executed by Inventors listed on International Application.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/533,940	PCT/AU04/00810	4398-207

FORM PCT/DO/EO/905 (371 Formalities Notice)